

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

HOWARD DELACRUZ-BANCROFT,

Plaintiff,

v.

Civ. No. 23-23 KRS/KK

FIELD NATION, LLC, *et al.*,

Defendants.

**ORDER FINDING GOOD CAUSE TO DELAY
AND SETTING CONSENT DEADLINE**

Pursuant to Federal Rule of Civil Procedure 16(b)(2), the Court FINDS that there is good cause to delay entering a scheduling order in this case at this time pending resolution of two motions that were filed before the case was removed to federal court, *i.e.*, (1) Defendant NewBold Corporation's Motion to Dismiss the Complaint (Doc. 1-1 at 25-30), filed in state court on December 14, 2022, and (2) Defendant Jack in the Box Inc.'s Motion to Dismiss for Lack of Personal Jurisdiction and Failure to State a Claim (Doc. 1-1 at 31-40), filed in state court on December 20, 2022. This finding is without prejudice to Plaintiff's ability to timely file a properly supported motion for jurisdictional discovery, if appropriate.

Pursuant to Federal Rule of Civil Procedure 73(b)(2), the parties are reminded that a magistrate judge was assigned as the trial judge in this matter under 28 U.S.C. § 636(c). The parties are advised that the Clerk will reassign this matter to a district judge as the trial judge unless consents from all parties have been filed by **Thursday, February 16, 2023**. The parties are free to withhold consent.

IT IS SO ORDERED.

A handwritten signature in black ink, reading "Kirtan Khalsa". The signature is fluid and cursive, with the first name "Kirtan" and last name "Khalsa" clearly distinguishable.

KIRTAN KHALSA
UNITED STATES MAGISTRATE JUDGE